

**UNITED STATES DISTRICT COURT
FOR THE
SOUTHERN DISTRICT OF WEST VIRGINIA
AT BLUEFIELD**

FREEDOM FROM RELIGION
FOUNDATION, INC., and JANE DOE,
individually, and on behalf of JAMIE DOE,

Plaintiffs,

v.

MERCER COUNTY BOARD OF
EDUCATION, MERCER COUNTY
SCHOOLS, and DEBORAH S. AKERS,
individually and in her official capacity as
superintendent of Mercer County Schools,

Defendants.

Civil Action No. 1:17-cv-00642

NOTICE OF OFFER OF JUDGMENT

PLEASE TAKE NOTICE that on February 23, 2017 Defendants Mercer County Board of Education, Mercer County Schools, and Deborah S. Akers (“Defendants”) offered to allow judgment to be taken against them pursuant to Rule 68 of the Federal Rules of Civil Procedure. Defendants did so by serving an Offer of Judgment on Plaintiffs’ attorney of record by Federal Express and email. This offer was not and is not an admission of liability by the Defendants; rather, it was made solely for the purpose of compromising disputed claims.

Dated: February 23, 2017

Respectfully submitted,

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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of February, 2017 I electronically filed the foregoing NOTICE OF OFFER OF JUDGMENT using the CM/ECF system, which will send notice to all registered users.

By: /s/ Jeremiah G. Dys
JEREMIAH G. DYS
Attorney for Defendants